

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

STATE OF MISSOURI

**v.
PETE WRIGHT**

RESPONDENT,

APPELLANT.

DOCKET NUMBER WD78861

DATE: September 13, 2016

Appeal From:

Jackson County Circuit Court
The Honorable David M. Byrn, Judge

Appellate Judges:

Division Two: Karen King Mitchell, Presiding Judge, Cynthia L. Martin, Judge and Gary D. Witt, Judge

Attorneys:

Karen L. Kramer, Jefferson City, MO, for respondent.

Pete Wright, Appellant Pro Se.

MISSOURI APPELLATE COURT OPINION SUMMARY

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

STATE OF MISSOURI,

RESPONDENT,

v.

PETE WRIGHT,

APPELLANT.

No. WD78861

Jackson County

Before Division Two: Karen King Mitchell, Presiding Judge, Cynthia L. Martin, Judge and Gary D. Witt, Judge

Pete Wright appeals from an order denying a Rule 74.06(b)(3) motion that sought to set aside an earlier order denying Wright's section 547.037 motion for release from prison following DNA testing.

DISMISSED.

Division Two holds:

Rule 74.01(a) provides that "[a] judgment is entered when a writing signed by the judge and denominated 'judgment' or 'decree' is filed." The order from which this appeal is taken is not denominated "judgment" or "decree." It does not constitute a final judgment for purposes of appeal.

Opinion by: Cynthia L. Martin, Judge

September 13, 2016

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